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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 MARQUIS JACKSON, et al.,

12 Defendants.

CASE NO. 2:24-cr-00164-JNW

PROTECTIVE ORDER

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14 This matter comes before the Court on the Government's Motion for
15 Protective Order. Dkt. No. 235. The Court has considered the briefing—including
16 the responses by Defendants Lewis and Alexander—as well as the relevant law and
17 the remainder of the record. Being fully informed, the Court finds good cause to
18 issue the requested Protective Order. Accordingly, the Court GRANTS the Motion
19 for Protective Order, as set forth below.

20 IT IS HEREBY ORDERED that the discovery materials discussed in the
21 Motion the Protective Order and referred to therein as "Protected Material,"
22 marked specially as "Protected Material," and materials referred to therein as
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1 “Sensitive Financial Information” may be produced to counsel for the defendants in
2 this case.

3 IT IS FURTHER ORDERED that possession of Protected Material is limited
4 to the attorneys of record in this case and their staff, and to any investigators,
5 expert witnesses, and other agents the attorneys of record retain in connection with
6 this case, collectively referred to as “the defense team.” The attorneys of record, and
7 their investigators, expert witnesses, and other agents may review Protected
8 Material with each defendant. Each defendant may inspect and review Protected
9 Material, but shall not be allowed to possess, photograph, or record Protected
10 Material or otherwise retain Protected Material or copies thereof.

11 IT IS FURTHER ORDERED that defense counsel shall not provide Protected
12 Material, or copies thereof, to any other person who is not a member of the defense
13 team, including the defendants or their family.

14 IT IS FURTHER ORDERED that possession of Sensitive Financial
15 Information is limited to the attorneys of record in this case and their staff, and to
16 any investigators, expert witnesses, and other agents the attorneys of record retain
17 in connection with this case, collectively referred to as “the defense team.” The
18 attorneys of record, and their investigators, expert witnesses, and other agents may
19 review Sensitive Financial Information with each defendant. Each defendant may
20 inspect and review Sensitive Financial Information, but shall not be allowed to
21 possess, photograph, or record Sensitive Financial Information or otherwise retain
22 Sensitive Financial Information or copies thereof.

1 IT IS FURTHER ORDERED that, upon written agreement with counsel for
2 the government, members of a defense team may provide copies of specific Protected
3 Material and/or Sensitive Financial Information, or redacted versions of such
4 material, to a defendant. When seeking the government's agreement to give such a
5 copy to a defendant, members of the defense team will identify with reasonable
6 particularity (including, where available, the specific Bates-numbered pages and/or
7 recording descriptions) the specific material defense counsel proposes to give to the
8 defendant. Unless expressly stated otherwise by the government, copies of
9 Protected Material to be provided to the defendant will continue to be Protected
10 Material subject to all the protections of the Court's Order with the sole exception
11 that a copy can be given only to the defendant (and not shared with anyone else
12 outside the defense team). If counsel for the government and counsel for the
13 defendant cannot reach agreement on whether portions of the protected Material or
14 redacted versions of Protected Material should be given to a defendant under these
15 conditions, defense counsel may raise the issue with the Court by way of a motion.

16 IT IS FURTHER ORDERED that defense counsel shall not provide Sensitive
17 Financial Information, or copies thereof, to any other person who is not a member of
18 the defense team, including the defendants or their family.

19 IT IS FURTHER ORDERED that defense counsel may, at their discretion,
20 provide and leave copies of Sensitive Financial Information to their defendant if the
21 records contain only financial information pertaining to that defendant and/or the
22 defense team redacts all financial account information and personal identifying
23 information of any other individual.

1 IT IS FURTHER ORDERED that the defendants, defense counsel, and others
2 to whom disclosure of the content of the Protected Material and/or Sensitive
3 Financial Information may be necessary to assist with the preparation of the
4 defense, shall not disclose the Protected Material, the Sensitive Financial
5 Information, or their contents, other than as necessary for the preparation of
6 defenses at trial and in subsequent appellate proceedings, if necessary.

7 IT IS FURTHER ORDERED that if defense counsel finds it necessary to file
8 any documents marked as Protected Material and/or listed as Sensitive Financial
9 Information, the material shall be filed under seal with the Court. Nothing in this
10 Protective Order prohibits defense counsel from showing or reviewing the contents
11 of any Protected Material or Sensitive Financial Information with each defendant or
12 with others to whom disclosure may be necessary to assist with the preparation of
13 the defense at trial and in subsequent appellate proceedings, if necessary. Nothing
14 in this Protective Order prevents any party from seeking to modify the Protective
15 Order or from raising any other discovery related objections. If counsel for a
16 defendant believes that the government has incorrectly designated material as
17 Protected Material or Sensitive Financial Information, the attorney will first confer
18 with the government to attempt to resolve the issue. If the parties cannot resolve
19 the dispute, counsel can raise the issue with the Court by way of a motion. Nothing
20 in this order should be construed as imposing any discovery obligations on the
21 government or the defendant that are different from those imposed by case law and
22 Rule 16 of the Federal Rules of Criminal Procedure, and the Local Criminal Rules.
23 The provisions of this Order shall not terminate at the conclusion of this

1 prosecution. At the conclusion of the case, the Protected Material and Sensitive
2 Financial Information shall be returned to the United States, or destroyed, or
3 otherwise stored in a manner to ensure that it is not subsequently duplicated or
4 disseminated in violation of this Protective Order.

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6 Dated this 12th day of December, 2024.

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8 Jamal N. Whitehead
9 United States District Judge
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